



4-21-04

FEE TRANSMITTAL

Application Number 10/777,428
Filing Date February 12, 2004
Confirmation No. Unknown
Inventor(s) Martin Devenney et al.
Group Art Unit Unknown
Examiner Name Unknown
Attorney Docket Number SMX 3159.1 (2003-008R1)

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- ☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- ☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. ☐ BASIC FILING FEE Subtotal (1) \$ _____
(Type: _____)
2. ☐ EXTRA CLAIM FEES Subtotal (2) \$ _____
Total Claims _____
Independent Claims _____
Multiple Dependent Claims _____
3. ☒ ADDITIONAL FEES Subtotal (3) \$ 130.00
☒ Surcharge - late filing fee or oath
☐ Surcharge - late provisional filing fee or cover sheet
☐ Extension for reply within _____ month
☐ Notice of Appeal
☐ Filing a Brief in Support of an appeal
☐ Request for ex parte Reexamination
☐ Petitions to the Commissioner
☐ Submission of Information Disclosure Statement
☐ Recording each patent assignment per property
☐ Request for Continued Examination
☐ Other: _____

04/22/2004 BABRAHA1 00000045 10777428

TOTAL AMOUNT OF PAYMENT \$ 130.00

01 FC:1051

130.00 OP

Derick E. Allen

4-20-04

Derick E. Allen, Reg. No. 43,468

Date

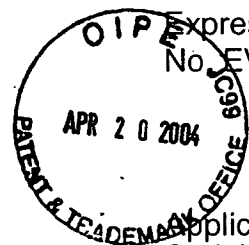
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SMX 3159.1 (2003-008R1)
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Martin Devenney et al.
Serial No. 10/777,428
Filed February 12, 2004

For COMBINATORIAL METHODS FOR PREPARING ELECTROCATALYSTS

April 20, 2004

LETTER REGARDING MISSING PARTS OF APPLICATION

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,
SIR:

Applicants' have not received a "Notice to File Missing Parts of Application - Filing Date Granted," in connection with the above-identified patent application nor have they received a return postcard or a filing receipt for this application. In an abundance of caution, enclosed is Applicants' signed Declaration and Power of Attorney in the above-referenced application.

* Also enclosed is a check for \$130.00 in payment of the surcharge.

Respectfully submitted,

A handwritten signature in black ink that reads "Derick E. Allen".

Derick E. Allen, Reg. No. 43,468
SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102
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DEA/skd

Box Missing Parts



Attorney Docket No.
SMX 3159.1 (2003-008R1)

DECLARATION AND POWER OF ATTORNEY

REGULAR APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COMBINATORIAL METHODS FOR PREPARING ELECTROCATALYSTS

the specification of which:

(check one)

- ☐ is attached hereto
- ☒ was filed on February 12, 2004 as Application Serial No. 10/777,482, and was amended by a Preliminary Amendment filed simultaneously therewith.
- ☐ was described and claimed in PCT International Application No. _____, filed on _____ and as amended under PCT Article 19 on _____, if any.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a) - (d) or §365(b) of any foreign application for patent or inventor's certificate, or §365(a) of any PCT application which designates at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
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_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
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_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
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Priority Not Claimed

ANY FOREIGN APPLICATION(S), ON THE SAME SUBJECT MATTER WHICH HAS A FILING DATE EARLIER THAN THE EARLIEST APPLICATION FROM WHICH PRIORITY IS CLAIMED

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
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CLAIM FOR BENEFIT OF PROVISIONAL APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

60/447,089	2/12/03
_____ (Application Number)	_____ (Filing Date)

_____ (Application Number)	_____ (Filing Date)
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**CLAIM FOR BENEFIT OF EARLIER U.S. APPLICATION(S)
UNDER 35 U.S.C. 120**

(complete this part only if this is a divisional,
continuation or CIP application)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

_____ (Serial No.)	_____ (Filing Date)	_____ (Status)
_____ (Serial No.)	_____ (Filing Date)	_____ (Status)


POWER OF ATTORNEY

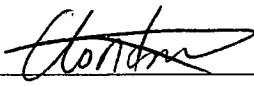
I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Donald G. Leavitt (17,626), John K. Roedel, Jr. (25,914), Michael E. Godar (28,416), Edward J. Hejlek (31,525), William E. Lahey (26,757), Richard G. Heywood (18,224), Frank R. Agovino (27,416), Kurt F. James (33,716), Paul I. J. Fleischut (35,513), Vincent M. Keil (36,838), Robert M. Evans, Jr. (36,794), Robert M. Bain (36,736), Kathleen M. Petrillo (35,076), Richard L. Bridge (40,529), Christopher M. Goff (41,785), Derick E. Allen (43,468), Michael G. Munsell (43,820), Anthony R. Kinney (44,834), Brian P. Klein (44,837), Donald W. Tuegel (45,424), Steven M. Ritchey (46,321), Kathryn J. Doty (40,593), James J. Barta, Jr. (47,409), Richard A. Schuth (47,929), Jennifer E. Hoekel (48,330), Timothy B. McBride (47,781), Andrew N. Claerbout (50,202), James D. Harper (51,781), Kofi Adzamli (52,545), Andrew C. Wegman (P-54,530), Bradley S. Schammel (P-54,667), Brian G. Panka (53,430), Laura J. Hilmert (P-55,871), Jeannie M. Boettler (P-55,822) and Aleksandra Suri (P-55,958), all of the law firm of SENNIGER, POWERS, LEAVITT & ROEDEL, One Metropolitan Square, 16th Floor, St. Louis, Missouri 63102 and Ronald A. Krasnow (33,321), Paul A. Stone (38,628), James H. Ackley (45,695) and Timothy A. Porter (41,258) of SYMYX TECHNOLOGIES, INC. of 3100 Central Expressway, Santa Clara, California 95051.


Send Correspondence To: Direct Telephone Calls To:
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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